

SUPREME COURT OF NORTH CAROLINA

HOKE COUNTY BOARD OF
EDUCATION, et al., Plaintiffs

From N.C. Court of Appeals
22-86

and

From Wake
95CVS1158

CHARLOTTE-MECKLENBURG
BOARD OF EDUCATION,
Plaintiff-Intervenor

and

RAFAEL PENN, et al., Plaintiff-
Intervenors

v.

STATE OF NORTH CAROLINA
and the STATE BOARD OF
EDUCATION, Defendants

and

CHARLOTTE-MECKLENBURG
BOARD OF EDUCATION,
Realigned Defendant

and

PHILIP E. BERGER, in his
official capacity as President *Pro*
Tempore of the North Carolina
Senate, and TIMOTHY K.
MOORE, in his official capacity
as Speaker of the North Carolina
House of Representatives,
Intervenor-Defendants

ORDER

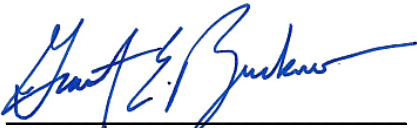
Pursuant to an administrative order entered by this Court on December 23, 2021, and having reviewed and considered precedent established by this Court, N.C.G.S. § 1-72.2, N.C.G.S. § 120-32.6, the North Carolina Code of Judicial Conduct, and the arguments of the parties, plaintiffs' motion and suggestion of recusal is denied.

This the 19th day of August, 2022.

/s/ Berger, J.
Philip E. Berger, Jr.
Associate Justice

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 19th day of August 2022.




Grant E. Buckner
Clerk of the Supreme Court

Copy to:

North Carolina Court of Appeals
Hon. Robert Neal Hunter, Jr., Attorney at Law, For Combs, Linda, State Controller - (By Email)
Judge Michael L. Robinson, Attorney at Law - (By Email)
Mr. Amar Majmundar, Senior Deputy Attorney General, For State of N.C. - (By Email)
Mr. Matthew Tulchin, Special Deputy Attorney General, For State of N.C. - (By Email)
Ms. Tiffany Y. Lucas, Deputy General Counsel, For State of N.C. - (By Email)
Mr. Thomas J. Ziko, Attorney at Law, For State Board of Education - (By Email)
Mr. Neal A. Ramee, Attorney at Law, For Charlotte-Mecklenburg Schools - (By Email)
Mr. David Nolan, Attorney at Law, For Charlotte-Mecklenburg Schools - (By Email)

HOKE COUNTY BOARD OF EDUCATION, ET AL. V. STATE OF NORTH CAROLINA, ET AL.

No. 425A21-2

Order of the Court

Mr. H. Lawrence Armstrong, Attorney at Law, For Hoke County Board of Education, et al. - (By Email)
Ms. Melanie Black Dubis, Attorney at Law, For Hoke County Board of Education, et al. - (By Email)
Mr. Scott B. Bayzle, Attorney at Law, For Hoke County Board of Education, et al. - (By Email)
Ms. Kellie Z. Myers, Trial Court Administrator - (By Email)
Ms. Jaelyn D. Miller, Attorney at Law, For Hoke County Board of Education, et al. - (By Email)
Mr. Matthew F. Tilley, Attorney at Law, For Berger, Philip E., et al. - (By Email)
Mr. Russ Ferguson, Attorney at Law, For Berger, Philip E., et al. - (By Email)
Mr. W. Clark Goodman, Attorney at Law, For Berger, Philip E., et al. - (By Email)
Mr. David Hinojosa, Attorney at Law, For Penn, Rafael, et al. - (By Email)
Mr. Christopher A. Brook, Attorney at Law, For Penn, Rafael, et al. - (By Email)
Mr. Michael Robotti, Attorney at Law, Pro Hac Vice, For Penn, Rafael, et al. - (By Email)
N.C. Supreme Court Clerk - (By Email)
Mr. Scott E. Bayzle, Attorney at Law, For Hoke County Board of Education, et al. - (By Email)
Ms. Jane Wettach, Attorney at Law, For Professors and Long-Time Practitioners of Constitutional and Education Law - (By Email)
Ms. Catherine G. Clodfelter, Attorney at Law, For Hoke County Board of Education, et al. - (By Email)
Mr. W. Swain Wood, First Assistant Attorney General, For State of N.C. - (By Email)
Mr. Ryan Y. Park, Solicitor General, For State of N.C. - (By Email)
Ms. Sripriya Narasimhan, Deputy General Counsel, For State of N.C. - (By Email)
Mr. Michael A. Ingersoll, Attorney at Law, For Berger, Philip E., et al. - (By Email)
Ms. Elizabeth Lea Troutman, Attorney at Law, For N.C. Justice Center - (By Email)
Mr. Eric M. David, Attorney at Law, For N.C. Justice Center - (By Email)
Mr. Daniel F.E. Smith, Attorney at Law, For N.C. Justice Center - (By Email)
Ms. Kasi W. Robinson, Attorney at Law, For N.C. Justice Center - (By Email)
Mr. Richard B. Glazier, Attorney at Law, For N.C. Justice Center - (By Email)
Mr. Mathew Ellinwood, Attorney at Law, For N.C. Justice Center - (By Email)
Ms. Peggy D. Nicholson, Attorney at Law, For Duke Children's Law Clinic, et al. - (By Email)
Ms. Crystal M. Grant, Attorney at Law, For Duke Children's Law Clinic, et al. - (By Email)
Mr. David Sciarra, Attorney at Law, Pro Hac Vice, For Duke Children's Law Clinic, et al. - (By Email)
Mr. John R. Wester, Attorney at Law, For North Carolina Business Leaders - (By Email)
Mr. Adam K. Doerr, Attorney at Law, For North Carolina Business Leaders - (By Email)
Mr. Erik R. Zimmerman, Attorney at Law, For North Carolina Business Leaders - (By Email)
Mr. Patrick H. Hill, Attorney, For North Carolina Business Leaders - (By Email)
Ms. Emma W. Perry, Attorney at Law, For North Carolina Business Leaders - (By Email)
Mr. William G. Hancock, Jr., Attorney at Law, For North Carolina Business Leaders - (By Email)
Ms. Jeanette K. Doran, Attorney at Law, For North Carolina Institute for Constitutional Law and the John Locke Foundation - (By Email)
Mr. South A. Moore, General Counsel Fellow, For State of N.C. - (By Email)
Mr. Marcus Pollard, Attorney at Law, For Education Justice Alliance, et al. - (By Email)
Mr. Raymond Albert Starling, Attorney at Law - (By Email)
West Publishing - (By Email)
Lexis-Nexis - (By Email)